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| APPLICATION NO.    | FIL     | ING DATE   | FIRST NAMED INVENTOR | ATTORNEY DOCKET NO. | CONFIRMATION NO. |
|--------------------|---------|------------|----------------------|---------------------|------------------|
| 09/712,780         | 1       | 1/13/2000  | Purnam Anil Sheth    | CISCO-3095          | 8860             |
|                    | 7590    | 01/28/2005 |                      | EXAM                | INER ·           |
| David B. Rite      | chie    |            |                      | LAZARO,             | DAVID R          |
| THELEN REI         | D & PRI | EST LLP    |                      |                     |                  |
| P.O. Box 640640    |         |            |                      | ART UNIT            | PAPER NUMBER     |
| San Jose, CA 95164 |         |            |                      | 2155                |                  |

DATE MAILED: 01/28/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

|  |  | Application No.                      | Applicant(s) |  |  |  |  |  |
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|  | and the Bully 240 Communication                                    | 09/712,780                           | SHETH ET AL. |  |  |  |  |  |
| Kespo  | onse to Rule 312 Communication                                     | Examiner                             | Art Unit     |  |  |  |  |  |
|  |  | David Lazaro                         | 2155         |  |  |  |  |  |
| The MAILING DATE of this communication appears on the cover sheet with the correspondence address –  |  |                                      |              |  |  |  |  |  |
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| 4 57 =   |  | 24 040 has been seed done done do    | - h          |  |  |  |  |  |
| 1. ⊠ I ne a  | amendment filed on <u>13 October 2004</u> under 37 CFF<br>entered. | R 1.312 has been considered, and has | s been:      |  |  |  |  |  |
| · _  |  | the seems of the invention           |              |  |  |  |  |  |
| b) ⊠   |  |                                      |              |  |  |  |  |  |
| c) disapproved because the amendment was filed after the payment of the issue fee.  Any amendment filed after the date the issue fee is paid must be accompanied by a petition under 37 CFR 1.313(c)(1) and the required fee to withdraw the application from issue. |  |                                      |              |  |  |  |  |  |
| d) 🗌   | disapproved. See explanation below.                                |                                      |              |  |  |  |  |  |
| e) 🗌   | entered in part. See explanation below.                            |                                      |              |  |  |  |  |  |
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|  | Mein   |                                      |              |  |  |  |  |  |
|  | HOSAIN ALAM  |                                      |              |  |  |  |  |  |
|  | SUPERVISORY PATENT EXAMINER  |                                      |              |  |  |  |  |  |
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Par Jan David Lazaro

January 26, 2005



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| APPLICATION NO./<br>CONTROL NO. | FILING DATE | FIRST NAMED INVENTOR / PATENT IN REEXAMINATION |          | EXAMINER |  |
|---------------------------------|-------------|--|----------|----------|--|
|                                 |             |  |          |          |  |
| ·                               |             |  | ART UNIT | PAPER    |  |
|                                 | <b>.</b>    |  |          | 01262005 |  |

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**Commissioner for Patents** 

The information disclosure statement (IDS) originally submitted by Applicants on May 7, 2002 was originally received by the Office on May 13, 2002 according to Applicants' submitted copy of the postcard of receipt. This IDS was acknowledged as misplaced and accordingly, the Office received a copy of the IDS on October 18, 2004. The examiner acknowledges and has considered the information disclosure statement (Signed copy attached). The examiner notes a copy of this same IDS was previously faxed to the Office on September 23, 2004, but was not forwarded to the examiner.

HOSAIN ALAM SUPERVISORY PATENT EXAMINER

> David Lazaro January 26, 2005